

## United States District Court

OCT. - 2, 2019

SOUTHERN

DISTRICT OF

TEXAS

David J. Bradley, Clerk

UNITED STATES OF AMERICA

McAllen Division

V.

## CRIMINAL COMPLAINT

Case Number: M-19-2345-M

Alejandro Daniel CASTILLO

YOB: 1995

COC: United States

Chelsea Rae GARCIA

YOB: 1997

COC: United States

Name and Address of Defendant

I the undersigned complainant, state the following is true and correct to the best of my knowledge and belief. On or about September 30, 2019 in STARR County, in the Southern District of Texas defendant(s) did,

knowing or in reckless disregard of the fact that an alien has come to, entered, or remains in the United States in violation of law, transports, or moves or attempts to transport or move such alien within the United States by means of transportation or otherwise, in furtherance of such violation of law and brought the alien for the purpose of commercial advantage or private gain,

in violation of Title 8 United States Code, Section(s) 1324(a)(1)(A)(ii) & 1324(a)(2)(B)(ii)

Knowingly and willfully makes any materially false, fictitious, or fraudulent statement or representation

in violation of Title 18 United States Code, Section(s) 1001(a)(2)

I further state that I am a(n) Customs and Border Protection Officer and that this complaint is based on the following facts:

See attachment

Continued on the attached sheet and made a part of this complaint:

☒ Yes☐ No

Sworn to before me and subscribed in my presence,

Approved By: **Kristina Pekkala**Approved *Claire Nye, ASAT*

October 2, 2019

4:37 a.m. at

Date

Peter E. Ormsby

U.S. Magistrate Judge

Name and Title of Judicial Officer

Signature of Complainant

Victor E. Reyna

Printed Name of Complainant

McAllen, Texas

City and State

Signature of Judicial Officer

**U.S. CUSTOMS AND BORDER PROTECTION**  
**Department of Homeland Security**

Port of Rio Grande City

317 S Pete Diaz Ave

Rio Grande City, Texas 78582

**Attachment**

The defendants, husband and wife and both United States citizen, attempted to bring illegally into the United States through the Rio Grande City Port of Entry an undocumented minor J.N.G.A (male, 4 years old), as a United States citizen. At vehicle primary, the defendants presented a City of McAllen, Texas Birth Certificate bearing the name J.A.T as proof.

Both defendants gave misleading statements or made false statements to Customs and Border Protection Officers by claiming that the birth certificate bearing the name J.A.T was their nephew and a United States citizen.

The defendants and child were referred to vehicle secondary due to J.N.G.A not being able to answer basic questions.

In secondary, upon further inspection, the defendants admitted that the child was in fact not a citizen of the United States. The defendants went on to say that they agreed to smuggle the child from Mexico to the United States for monetary gain. They further stated they picked up the United States Birth Certificate used as the child's at the H.E.B located in Rio Grande City from a female named "Lety". They later admitted to traveling to Camargo Tamaulipas to pick up the child at a store before attempting to smuggle the child into the United States.

The defendants stated they were going to turn the child over to a person at the Rio Grande City, TX, H.E.B and would be paid once the child was delivered.

The defendant's later acknowledged they were aware the Birth Certificate reflecting J.A.T did not belong to J.N.G.A.

Database queries revealed J.N.G.A did not have any legal status to enter the United States. Subject J.N.G.A was processed as an Unaccompanied minor.